

IN THE UNITED STATES DISTRICT  
COURT FOR THE MIDDLE DISTRICT OF  
PENNSYLVANIA, HARRISBURG DIVISION

Emanuel T. Newman,  
Plaintiff,

-Vs-

Ronald L. Jury., S.I.S. et al.,  
Defendants,

Case no. 01-CV-0677

(Judge, Conner)

FILED

MAR 31 2004

PER  
HARRISBURG, PA DEPUTY CLERK

PLAINTIFF'S MOTION TO DECLARE DEFENDANT'S  
HOSTILE WITNESSES

Comes Now, Emanuel T. Newman, plaintiff (hereinafter Newman)  
and moves this court to declare all of the defendant's witnesses  
as Hostile Witnesses.

In support thereof plaintiff states the following:

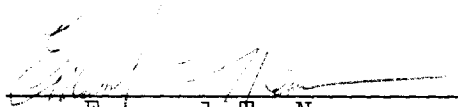
- 1) That any witnesses called by the defendant's to testify  
in this case are either employees of U.S.P. Allenwood, or inmate  
informants working for employees of U.S.P. Allenwood.
- 2) That prison staff are trianed in a "them and us", mentality  
and all prisoners as the enemy.
- 3) That any inmate who might be called by the defendant's  
to testify in this matter will be one of their informants, who  
more than likely is looking for some type of reward for his  
testimony. The Fed.Rul.Evid. Rule 611 (c), in material part reads  
"When a party calls a hostile witness, an adverse party, or a  
witness identified with an adverse party, interrogation may be  
by leading questions." The note to subsection (c) define adverse  
witness as: "The witness who is hostile, unwilling, or biased;"

4) Any employee of the B.O.P. or U.S.P. Allenwood is going to be biased against this plaintiff who is a convicted federal prisoner, because of their seriously intense training.

5) Any inmate informant who testifies for them will be seeking sometype of reward in return for his testimony, and his testimony will be intentionally biased against this plaintiff.

Therefore, plaintiff moves this court under the Federal Rules of Evidence Rule-611(c), to declare the witnesses called by the defendant's as hostile, and grant this plaintiff permission to use leading questions during direct and cross examination.

Respectfully submitted by,

 7-28/04  
Emanuel T. Newman  
13418-039  
F.C.I. Oxford  
P.O. BOX 1000  
Oxford, Wis 53952-1000

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

Emanuel Thomas Newman,

Vs.

Ronald L. Jury, et al,

Civil no. 1:CV-01-0677

CERTIFICATE OF SERVICE

I, Emanuel Thomas Newman, pursuant to title 28 U.S.C. § 1746, do hereby upon my oath state that I have served all parties to this civil action via the United States Mail Service, of copies of the attached documents.

This 23 day of March, 2004.

By, Emanuel Thomas Newman  
Emanuel Thomas Newman

Copies to: U.S. Attorney  
316 Federal Building  
240 West Third Street  
Williamsport, Pa 17703

U.S. DISTRICT COURT  
CLERK OF THE COURT  
228 WALNUT STREET  
HARRISBURG, PA 17101)\*  
17108